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## STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: BASF AktiengesellschaftApplication No./Patent No.: 6,255,309 Filed/Issue Date: July 03, 2001Inventor(s): FUNGICIDAL TRIFLUOROMETHYLALKYLAMINOTRIAZOLOPYRIMIDINESBASF Aktiengesellschaft, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: joint inventors To: Americal Cyanamid Company  
The document was recorded in the United States Patent and Trademark Office at Reel 010118, Frame 0155, or for which a copy thereof is attached of record.

2. From: Americal Cyanamid Company To: BASF Aktiengesellschaft  
The document was recorded in the United States Patent and Trademark Office at Reel 012276, Frame 0001, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.  
[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

ppa. Köster i.V. Niedenbrück

Signature

ppa. Köster

i.V. Niedenbrück

Jan 20, 2005

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Printed or Typed Name

Director

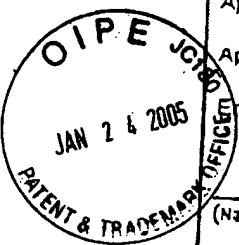
Senior Counsel

Telephone Number

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to the (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/52 (09-04)

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## REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Docket Number (optional)

ACY33350-02

I hereby declare that:

The residence, mailing address and citizenship of the inventors are stated below.

I am authorized to act on behalf of the following assignee: BASF Aktiengesellschaftand the title of my position with said assignee is: Director

The entire title to the patent identified below is vested in said assignee.

Inventor

Klaus-Juergen PEES

Citizenship

Germany

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Inventor

Gunter KRUMMEL

Citizenship

Germany

Residence/Mailing Address

Raiffeisenstrasse 13, 55578 Vendersheim, Germany☒ Additional inventors are named on separately numbered sheets attached hereto.

Patent Number

6,255,309

Date of Patent Issued

July 03, 2001

I believe said inventor(s) to be the original and first inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:

**FUNGICIDAL TRIFLUOROMETHYLALKYLAMINOTRIAZOLOPYRIMIDINES**

the specification of which

☐ is attached hereto.☒ was filed on August 20, 2003 as reissue application number 10 / 643,707

and was amended on \_\_\_\_\_

(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

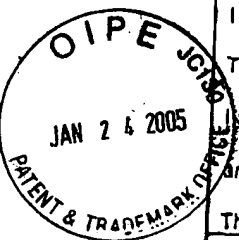
I verify believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.☐ by reason of the patentee claiming more or less than he had the right to claim in the patent.☒ by reason of other errors.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 30 minutes to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**REISSUE APPLICATION DECLARATION BY THE ASSIGNEE**Docket Number (Optional)  
**ACY33350-02**

At least one error upon which reissue is based is described as follows:

Priority of application Serial No. 08/843,323, filed April 14, 1997, and PCT/US 98/05615, filed March 23, 1998, was not claimed in the application which issued as US 6,255,309, due to an inadvertent oversight and an unintentional error.

(Attach additional sheets, if needed)

I hereby appoint:

☒ Practitioners associated with Customer Number:**26474**

OR

☒ Practitioner(s) named below:

Name	Registration Number
Herbert B. Keil	18,967
Jason D. Voight	42,205
Daniel S. Kim	51,877

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Correspondence Address: Direct all communications about the application to:

☒ The address associated with Customer Number:**26474**

OR

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Signature

*ppa. R. Koster*

Full name of person signing (given name, family name)

ppa. Koster

Date

Jan. 20, 2005

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